

1 THE HONORABLE JOHN C. COUGHENOUR

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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

9 UNITED STATES OF AMERICA,

CASE NO. CR17-0312-JCC

10 Plaintiff,

ORDER

11 v.

12 SHAWN MICHAEL SAM,

13 Defendant.  
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15 This matter comes before the Court on Defendant's second unopposed motion to continue  
16 the trial date and pretrial motions deadline (Dkt. No. 23). Upon consideration of Defendant's  
17 motion and waiver of speedy trial (Dkt. No. 24), the Court finds that:

18 (a) taking into account the exercise of due diligence, a failure to grant a continuance in  
19 this case would deny counsel for the defendant the reasonable time necessary for effective  
20 preparation due to counsel's need for more time to review the evidence, consider possible  
21 defenses, and gather evidence material to the defense, as set forth in 18 U.S.C. §  
22 3161(h)(7)(B)(iv); and

23 (b) a failure to grant such a continuance in this proceeding would likely result in a  
24 miscarriage of justice, as set forth in 18 U.S.C. § 3161(h)(7)(B)(i); and

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1 (c) the additional time requested is a reasonable period of delay, as the defendant has  
2 requested more time to prepare for trial, to investigate the matter, to gather evidence material to  
3 the defense, and to consider possible defenses; and

4 (d) the ends of justice will best be served by a continuance, and the ends of justice  
5 outweigh the best interests of the public and the defendant in any speedier trial, as set forth in 18  
6 U.S.C. § 3161(h)(7)(A); and

7 (e) the additional time requested between the current trial date of April 9, 2018, and the  
8 new trial date is necessary to provide counsel for the defendant the reasonable time necessary to  
9 prepare for trial, considering counsel's schedule and all of the facts set forth above; and

10 (f) the period of delay from the date of this order to the new trial date is excludable time  
11 pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (h)(7)(B)(iv).

12 The Court therefore ORDERS that the trial date in this matter shall be continued from  
13 April 9, 2018 to June 11, 2018, and that pretrial motions shall be filed no later than May 4, 2018.

14 DATED this 23rd day of February 2018.

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19 John C. Coughenour  
20 UNITED STATES DISTRICT JUDGE  
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